

REMARKS

Applicants respectfully request reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

Claims 6-7 and 15 were previously cancelled.

Claims 18, 26 and 30 are currently amended.

This amendment adds, changes and/or deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 1-5, 8-14 and 16-38 (35 claims) are now pending in this application.

On page 2, paragraph 3 of the office action, the Examiner has rejected claims 1, 2, 4, 5, 8, 10, 11, 13, 14, 16, and 17 under 35 U.S.C. §102(b) as being anticipated by Carbonell, et al (USPN: 5,995,920).

Claims 1 and 10 are in independent form. Independent claim 1 is directed to a method of organizing a statement library stored in a computer readable database and independent claim 10 is directed to a method of interacting with a cardiographic statement library stored in a computer readable database. Each independent claim requires the statement include a statement text, a statement number, and a statement acronym.

Methods for organizing or interacting with statement libraries stored in a computer readable database which the statement includes a statement text, a statement number, and a statement acronym as required by independent claims 1 and 10 is not disclosed, taught or suggested by Carbonell, et al.

Accordingly, the Applicants respectfully request withdrawal of the rejection under 35 U.S.C. §102(b) and allowance of independent claim 1 and dependent claims 2, 4, 5, and 8 which depend from independent claim 1 and allowance of independent claim 10 and dependent claims 11, 13, 14, 16 and 17 which depend from independent claim 10.

On page 6, paragraph 4 of the office action, the Examiner has rejected claims 36-38 under 35 U.S.C. §102(b) as being anticipated by Anick, et al (USPN: 5,175,814).

Claim 36 is in independent form. Independent claim 36 recites a method of searching a cardiographic statement library stored on a computer readable database with each statement having a statement text, a statement number, and a statement acronym.

A method for searching a statement library stored on a computer readable database in which each statement has a statement text, a statement number, and a statement acronym as required by independent claim 36 is not disclosed, taught or suggested by Anik, et al.

Accordingly, Applicants respectfully request withdrawal of the rejection under 35 U.S.C. §102(b) and allowance of independent claim 36 and dependent claims 37 and 38 which depend from independent claim 36.

On page 7 of the office action, the Examiner has rejected claims 26-35 under 35 U.S.C. §102(b) as being anticipated by McIlroy, et al (USPN: 5,583,758).

Claim 26 is in independent form. Independent claim 26 (as amended) now recites a method of generating a clinical report through a computer user interface in which medical “statements include a statement text, a statement number, and a statement acronym”.

A method of generating a clinical report through a computer user interface by selecting medical statements that “include a statement text, a statement number, and a statement acronym” as required by independent claim 26 (as amended) is not disclosed, taught or suggested by McIlroy, et al. Accordingly, Applicants respectfully request withdrawal of the rejection under 35 U.S.C. §102(b) and allowance of independent claim 26 (as amended) and dependent claims 27-29 as they depend from independent claim 26 (as amended).

Claim 30 is in independent form. Independent claim 30 (as amended) now recites a method of making a clinical assessment comprising generating a plurality of medical statements “each having at least a statement text, a statement number and a statement acronym. . . “.

A method of making a clinical assessment which includes generating a plurality of medical statements “each having at least a statement text, a statement number and a statement acronym” as required by independent claim 30 (as amended) is not disclosed, taught or suggested by McIlroy.

Accordingly, Applicants respectfully request withdrawal of the rejection under 35 U.S.C. §102(b) and allowance of independent claim 30 (as amended) and dependent claims 31-35 as they depend from independent claim 30 (as amended).

With respect to the amendment made to each independent claims 26 and 30, support for such amendment can at least be found in paragraph 0046 of the specification as originally filed.

On page 11, paragraph 6 of the office action, the Examiner has rejected claims 3 and 10 under 35 U.S.C. §103(a) as being unpatentable over Carbonell, et al in view of Official Notice.

Claim 10 is in independent form and claim 3 is a dependent claim which depends from independent claim 1. As previously described, Applicants submit that Carbonell, et al does not teach or suggest what is described and claimed in independent claims 1 or 10 and therefore one ordinarily skilled in the art would not look to Carbonell, et al to obtain that which is described and claimed in the present application.

Accordingly, Applicants submit that the rejection under 35 U.S.C. §103(a) has been overcome and dependent claim 3 which depends from independent claim 1 and independent claim 10 are now allowable. See 35 U.S.C. §112 paragraph 4. Applicants respectfully request reconsideration and allowance of dependent claim 3 and independent claim 10.

On page 12, paragraph 7, the Examiner has rejected claims 18-25 under 35 U.S.C. §103(a) as being unpatentable over Carbonell, et al in view of McIlroy, et al.

Claim 18 is in independent form. Independent claim 18 (as amended) now recites a method of generating clinical report text which includes a first and second medical statement with each medical statement “having at least a statement text, a statement number and a statement acronym”. Support for the amendment can be found at least in paragraph 0046 of the specification as originally filed.

The method of generating a clinical report text which includes medical statements “having at least a statement text, a statement number, and a statement acronym” as required by independent claim 18 (as amended) is not disclosed, taught or suggested by either Carbonell, et al or McIlroy, et al or any combination of the two.

Accordingly, Applicants respectfully request withdrawal of the rejection under 35 U.S.C. §103(a) and allowance of independent claim 18 (as amended) and dependent claims 19-25 which depend either directly or indirectly from independent claim 18 (as amended).

Independent claims 18, 26, and 30 have been amended. Applicants submit that the application is in condition for allowance and respectfully request allowance of claims 1-5, 18-14 and 16-38.

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check or credit card payment form being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 06-1447.

Respectfully submitted,

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